

12-10-01

HDP/SB/ 30 based on PTO/SB/30 (08-00)



REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/461,265
Filing Date	12/15/1999
Examiner Name	C. Goodman
First Named Inventor	Mason
Group Art Unit	3724
Attorney Docket Number	CS1061#SP

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 9/28/2001
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☒ Other Petition for Extension of Time, return receipt postcard

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees to Deposit Account No. 02-2548:
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e): \$740.00
- ii. ☒ 1 month extension of time fee (37 C.F.R. §§ 1.136 and 1.17): \$110.00
- iii. ☐ Other _____
- iv. ☒ Authorization to charge any deficiency for a fee required under 37 CFR 1.16 or 1.17, or credit any overpayment to Deposit Account No. 02-2548. A duplicate copy of this transmittal is attached.
- b. ☐ Check in the amount of \$ _____ enclosed for the above indicated fees
- c. ☐ Payment by credit card for the above indicated fees (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	Michael Malinzak	Registration No. (Attorney/Agent)	43,770
Signature		Date	December 6, 2001

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

Name (Print /Type)	Michael Malinzak	Date	December 6, 2001
Signature			

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01 FC:175 740.00 CH
02 FC:117 110.00 CH